

2-12-01

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February 9, 2001

02/09/01
J1041 U.S. PTO

J1040 U.S. PTO
09/780877
02/09/01

BOX PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Express Mail No. EL054550289US

Re: Application of William J. CHASTAIN
A METHOD FOR TRANSMITTING AND RECEIVING DIGITAL
INFORMATION OVER UNUSED PORTIONS OF LICENSED
COMMUNICATION CHANNELS
Our Ref: CA1066

Dear Sir:

Attached hereto is the application identified above including seventeen (17) sheets of the specification, claims, six (6) sheets of formal drawings, **executed Assignment, PTO 1595 form, executed Declaration and Power of Attorney, and a Small Entity Declaration.**

The Government filing fee is calculated as follows:

| | | | | |
|---------------------------|-----------------------------------|---|--------|------------------|
| Total claims | $\frac{19}{3} - 20 = \frac{0}{0}$ | x | \$9* = | \$ 0.00 |
| Independent claims | $\frac{3}{0} - 3 = \frac{0}{0}$ | x | \$40*= | \$ 0.00 |
| Base Fee | | | | \$ 355.00* |
| TOTAL FILING FEE | | | | \$ 355.00* |
| Recordation of Assignment | | | | \$ 40.00 |
| TOTAL FEE | | | | \$ 395.00 |

*Reduced by one-half as Applicant is a "small entity". A Small Entity Declaration establishing such qualification is being filed concurrently herewith.

Checks for the statutory filing fee of \$355.00 and Assignment recordation fee of \$40.00 are attached. You are also directed and authorized to charge or credit any difference or overpayment to Deposit Account No. 19-4880. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 and any petitions for extension of time under 37 C.F.R. § 1.136 which may be required during the entire pendency of the application to Deposit Account No. 19-4880. A duplicate copy of this transmittal letter is attached.

SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC

Assistant Commissioner for Patents
Page 2

Priority is claimed from April 7, 2000, based on U.S. Provisional Application No. 60/195,860.

Respectfully submitted,

SUGHRUE, MION, ZINN,
MACPEAK & SEAS, PLLC
Attorneys for Applicant

By: *Frank L. Bernstein*

Frank L. Bernstein
Registration No. 31,484



23493

PATENT TRADEMARK OFFICE

09780877-020901

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

William J. CHASTAIN

Filed: February 9, 2001

For: A METHOD FOR TRANSMITTING AND RECEIVING DIGITAL INFORMATION
OVER UNUSED PORTIONS OF LICENSED COMMUNICATION CHANNELS

“EXPRESS MAIL” CERTIFICATE OF MAILING

I hereby certify that this paper and the attachments hereto are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below, addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

EL054550289US

Express Mail Certificate Number: EL054550289US

Date: February 9, 2001

Signed: Thea K. Wagner
Thea K. Wagner

Enclosures:

1. PrintEFS bibliographic data sheet output;
2. PTO Transmittal Letter (original and 1 copy) with check No. 164802 (\$355.00);
3. Declaration and Power of Attorney;
4. Small Entity Declaration;
5. Application, including the specification (12 pages), claims 1-19 (pages 13-16), and the Abstract (page 17);
6. Formal Drawings (Figs. 1-6b);
7. PTO Form 1595 with the executed Assignment and check No. 164801 (\$40.00).